

FILED

FEB 25 2002

JUDGE MARINA CORODEMUS

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Attorneys for Defendant, R.J. Reynolds Tobacco Company

MARSHA F. DOOLITTLE and RICHARD H.
DOOLITTLE, her husband,

Plaintiffs,

vs.

R.J. REYNOLDS TOBACCO COMPANY,
THE AMERICAN TOBACCO COMPANY,
BROWN & WILLIAMSON TOBACCO
CORP., B.A.T. INDUSTRIES PLC, BATUS
HOLDINGS, INC., BRITISH AMERICAN
TOBACCO (HOLDINGS) LTD, PHILIP
MORRIS INC. (Philip Morris U.S.A.),
LIGGETT AND MYERS, INC., LORILLARD
CORPORATION, THE COUNCIL FOR
TOBACCO RESEARCH U.S.A.,
INC.(Successor in Interest to the Tobacco
Industry Research Committee), TOBACCO
INSTITUTE, INC. HILL AND KNOWLTON,
INC., JOHN DOE TOBACCO
CORPORATIONS "A" THROUGH "Z",
MILLVILLE LAUNDRY, MILTEX, JOHN
FOE, JOHN MOE, ABC CORP., and XYZ
CORP., jointly and severally and in the
alternative,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, MIDDLESEX COUNTY
DOCKET NO. MID-L-5771-00 MT

CIVIL ACTION

Case Code 241

TOBACCO LITIGATION

ORDER DIRECTING ISSUANCE OF
COMMISSION TO TAKE VIDEOTAPED
DEPOSITION OF JOSEPH DIMARCO

This Application being presented to the Court by Defendant R.J. Reynolds Tobacco Company, pursuant to R. 4:11-5, seeking the issuance of a commission to take the videotaped deposition of Joseph DiMarco, located at 127 Erica Circle, Honeybrook, Pennsylvania, and to obtain testimony as described in the Application; and the Court having considered all papers submitted in support of or in opposition to this Application; and for good cause shown,

IT IS on this 25th day of February, 2002, hereby

ORDERED that this Court shall issue a commission to the Appropriate Judicial Authority in Pennsylvania requesting that it permit the issuance of a subpoena duces tecum in accordance with the Pennsylvania Court Rules compelling Joseph DiMarco to appear for a videotaped deposition and give testimony and produce documents related to the claims of plaintiffs Marsha F. and Richard H. Doolittle in this matter.

Marina Corodemus

HON. MARINA CORODEMUS, J.S.C.

_____ Opposed

_____ Unopposed